

ORIGINAL



ARIZONA CORPORATION COMMISSION

EXECUTIVE DIRECTOR
Matthew J. Neubert

RU-00000A-18-0284

COMMISSIONERS
Chairwoman Lea Márquez Peterson
Sandra D. Kennedy
Justin Olson
Anna Tovar
Jim O'Connor

SECRETARY
Carolyn D. Buck
Phone: 602-542-3931
cdbuck@azcc.gov

REVISED NOTICE

OPEN MEETING OF THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission
DOCKETED

Tuesday, February 02, 2021
10:00 a.m.

JAN 29 2021

DOCKETED BY
[Signature]

Hearing Room One
1200 W. Washington St.
Phoenix, AZ 85007

This shall serve as notice of an open meeting at the above location for consideration, discussion, and possible vote of the items on the agenda and other matters related thereto. Commissioners may attend the proceedings in person, or by telephone, video, or internet conferencing, and may use this open meeting to ask questions about the matters on the agenda. The parties to the matters to be discussed or their legal representatives are requested, though not required, to attend telephonically. The Commissioners may move to executive session, which will not be open to the public, for the purpose of legal advice pursuant to A.R.S. § 38-431.03 (A) (3) and (4) on the matters noticed herein.

Because of the guidance issued by state and federal officials regarding the Covid-19 pandemic, meetings of 10 or more should be by teleconference only. Only essential Commission staff will attend in person. The public is strongly discouraged from attending in person. The public will be able to participate by either watching and listening to the meeting online or listening to the meeting via telephone. For those wishing to enter an appearance or provide public comment for a particular item please use the dial in phone numbers. Once the item for which you are appearing or providing public comment is concluded, please hang up and watch the live stream.

Persons with a disability may request reasonable accommodations by contacting the Commission Secretary listed above at least 24 hours prior to the scheduled commencement of the Open Meeting.

Agendas are also available online at: azcc.gov/agendas

Dial-in Phone Number: 1-866-705-2554 Passcode to Speak: 241497
1-866-705-2554 Passcode to Listen Only: 2414978

This meeting will be available online at: <http://www.azcc.gov/live>

NOTE: The Commission may choose to take testimony under oath.

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Pledge of Allegiance

Invocation/~~Moment of Silence~~ Reflection (LANGUAGE CHANGE)

Ceremonial Matters (Proclamations, Awards, Guest Introductions, and Announcements)

CHAIRWOMAN'S PROPOSED CONSENT AGENDA

1. **Verdugo Enterprise LLC et al. ([S-21064A-18-0402](#))** – Proposed Order to Cease and Desist, Order for Restitution, Order for Administrative Penalties, and Order for Other Affirmative Action.
2. **David Paul French et al. ([S-21105A-20-0114](#))** – Proposed Order to Cease and Desist, Order for Restitution, and Order for Administrative Penalty to Wattenberg 1, LLC.
3. **Robert Francis Alexander ([S-21129A-20-0332](#))** – Proposed Order to Cease and Desist, Order for Restitution, and Order for Administrative Penalty.
4. **Union Pacific Railroad Company ([RR-03639A-17-0310](#), [RR-03639A-17-0311](#), [RR-03639A-17-0312](#) and [RR-03639A-17-0313](#))** – Application for Approval to Allow the Conversion from Vehicular to Pedestrian Crossing and Installation of New Gates and Signal Equipment at the 9th Avenue at-grade Crossing at the intersection of 6th and 9th Avenue in Tucson, Arizona. Order Amending Decision No. 76706 With Notice and Opportunity to be Heard Pursuant to A.R.S. § 40-252.
5. **Arizona Public Service Company ([E-01345A-20-0016](#))** – Application for Approval of Revisions to Service Schedule 3. **(ITEM PULLED)**
6. **Arizona Water Company ([W-01445A-20-0278](#))** – Application to Extend its Existing Certificate of Convenience and Necessity for its Valley Vista Water System.
7. **Michael's Ranch Water Users' Association ([W-02624A-19-0013](#))** – ~~Application for Approval of a Financing Application.~~ **Denies Request to Modify Decision No. 77700 With Notice and Opportunity to be Heard Pursuant to A.R.S. § 40-252. (LANGUAGE CHANGE)**
8. **Bradshaw Water Company, Inc. ([W-02476A-19-0308](#) and [W-02476A-20-0065](#))** – Application for Approval of a Rate Increase and Financing Application.
9. **Big Park Water Company ([W-01624A-19-0106](#) and [W-01624A-20-0280](#))** – In the matter of the application of Big Park Water Company for approval for an increase in its water rates and approval of long-term financing.



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REGULAR AGENDA

10. **EPCOR Water Arizona, Inc. and Johnson Utilities, L.L.C. ([WS-01303A-20-0298](#) & [WS-02987A-20-0298](#))** – Application of EPCOR Water Arizona Inc., and Johnson Utilities, L.L.C. for Approval to Transfer the Certificates of Convenience and Necessity of the Water and Wastewater System Assets of Johnson Utilities, L.L.C. to EPCOR Water Arizona Inc.; Update from Commission Staff, Johnson Utilities, L.L.C., EPCOR Water Arizona Inc., and other party intervenors regarding the status of the Proof of Acquisition and ADEQ Approval required under [Decision No. 77854](#).
11. **Arizona Corporation Commission ([RU-00000A-18-0284](#))** – Commission Discussion and Update Regarding [Decision No. 77044](#) (Jan. 16, 2019) (“Arizona Corporation Commission Policy Statement for Electric Vehicles, Electric Vehicle Infrastructure, and the Electrification of the Transportation Sector in Arizona in Arizona”) and [Decision No. 77289](#) (Jul. 19, 2019) (“Arizona Corporation Commission Staff Implementation Plan for the Electric Vehicles, Electric Vehicle Infrastructure, and the Electrification of the Transportation Sector in Arizona Policy Statement”); Update from Commission Utilities Division Staff, Compliance Section, and affected utilities on the status of pending and completed compliance items. Opportunity for members of the public to provide brief comments on the compliance items set forth under Decision Nos. 77044 and 77289.
12. **Arizona Corporation Commission ([E-00000V-19-0034](#))** – In the matter of Resource Planning and Procurement in 2019, 2020, and 2021; Update from Commission Utilities Division Staff on the status of Staff’s Assessment and Proposed Order pursuant to the modified Integrated Resource Plan Timeline approved in [Decision No. 77696](#) (Aug. 12, 2020). Opportunity for members of the public to provide brief comments on the modified timeline approved in Decision No. 77696.
13. **Arizona Corporation Commission ([RU-00000A-18-0284](#))** – In the matter of possible modifications to the Arizona Corporation Commission's Energy Rules; Commission discussion and consideration regarding the Arizona Administrative Procedure Act (Arizona Revised Statutes, Title 41, Chapter 6, Articles 1 through 10) and the [Economic Impact Statement](#) filed on January 14, 2021. The Commission may vote to go into Executive Session for discussion and consultation with its attorneys in these matters pursuant to A.R.S. Section 38-431.03.A (3) and (4), which will not be open to the public. Opportunity for members of the public to provide brief comments on the Economic Impact Statement filed on January 14, 2021.
14. **Arizona Corporation Commission ([RU-00000A-19-0132](#))** – In the matter of Proposed Modifications to the Rules Regarding Termination of Service; Update from Commission Utilities Division Staff on the Staff Memorandum & Revised Proposed Rules filed on [November 23, 2020](#); Commission discussion but no vote on the Staff Memorandum &



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Revised Proposed Rules; opportunity for members of the public to provide brief comments to the Staff Memorandum & Revised Proposed Rules filed on November 23, 2020.

15. **Arizona Corporation Commission** ([AU-00000E-17-0079](#)) – In the matter of the Commission's Investigation and Promulgation of a Code of Ethics; Commission discussion and possible vote on possible amendments pursuant to Rule 10.1 of the Code.
16. **Arizona Corporation Commission** – Commission discussion, consideration, and recap on items or requests to be included on the next Regular Open Meeting Agenda; opportunity for Commissioners to request specific items be included on the next Regular Open Meeting Agenda.